

SO ORDERED:

Plaintiffs and Defendants are directed to respond to this motion by close of business February 27, 2025.

Judith C. McCarthy 2-26-25
JUDITH C. McCARTHY
United States Magistrate Judge

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

SAMUEL INDIG, LEAH INDIG, ROBERT KLIEN,
NAFTALI KLIEN,

Case No.: 18-cv-10204 (JCM)

Plaintiffs,

The Honorable Judith C. McCarthy,
U.S.M.J.

-against-

THE VILLAGE OF POMANA, BRETT YAGEL, LOUIS
ZUMMO, AND LEON HARRIS,

Defendants.

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**THE TRAVELERS INDEMNITY COMPANY'S
NOTICE OF MOTION TO INTERVENE**

PLEASE TAKE NOTICE that on a date and time determined by the Court, Proposed Intervenor, Travelers Insurance Company ("Travelers"), by and through its undersigned counsel, will move before the Honorable Judith C. McCarthy, U.S.M.J., United States District Court, Southern District of New York, The Hon. Charles L. Brieant Jr. Federal Building and United States Courthouse, 300 Quarropas St., White Plains, NY 10601-4150, pursuant to Fed. R. Civ. P. 24(b) to intervene in this action for the limited purposes of: (1) submitting special interrogatories to the jury and/or supplementing the verdict form to allocate damages; and (2) request adoption of Paragraph Nos. 22, 26, 30, and 31 of Defendants' proposed jury instructions.

PLEASE TAKE FURTHER NOTICE that, that, in support of the aforementioned motion, Travelers will rely upon the enclosed Memorandum of Law, and Declaration of Gene Y. Kang with Exhibits A-D submitted herewith.

Dated: February 25, 2025

Respectfully submitted,
RIVKIN RADLER LLP

s/ Gene Y. Kang
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*Attorneys for Proposed Intervenor,
Travelers Indemnity Company*

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on February 25, 2025, I caused a copy of The Travelers Indemnity Company's Notice of Motion to Intervene, Memorandum of Law and Declaration of Gene Y. Kang with Exhibits A-D, to be served upon all counsel of record for the parties herein through the Court's CM/ECF system.

Dated: February 25, 2025

s/ Gene Y. Kang
Gene Y. Kang